6479897/2022/TAPPAL-REV01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Guntur District - Sri P.Bhaskara Rao, former Tahsildar Amaravathi, Guntru District (Retd)- Violation of APCS (Conduct) Rules, 1964 - Departmental proceedings under rule 20 of A.P.C.S. (CC & A) Rules, 1991 r/w Rule 9 of A.P.R.P.Rules, 1980 - Articles of charges - Issued.

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REVENUE (VIGILANCE.III) DEPARTMENT

G.O.Rt.No.803 **Dated:27.09.2022.**

Read the following:-

1. From the CCLA, Lr:Vigilance/VS II(1)/70/2021, dated:14.05.2022.
2. G.O.Ms.No.651, Revenue (Vig.III) Dept, Dt:27.09.2022.

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ORDER:

In pursuance of the sanction accorded in the reference 2nd read above, it is proposed to hold an enquiry against Sri P.Bhaskara Rao, former Tahsildar Amaravathi, Guntru District (Retd) in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of Articles of charges (Annexure–I). A statement of imputations of misconduct or misbehavior in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charges are proposed to be sustained are also enclosed (Annexure - III & IV).

3. Sri P.Bhaskara Rao, Tahsildar (Retd) is directed to submit, within 10 days of the receipt of this order, a written statement of his defense.

4. Sri P.Bhaskara Rao, Tahsildar (Retd) is informed that an enquiry will be held only in respect of those articles of charges as are not admitted. He should therefore, specifically admit or deny each article of charge.

5. Sri P.Bhaskara Rao, Tahsildar (Retd) is further informed that if he does not submit his written statement of defense on or before the date specified in Para–3 above, further action will be processed based on the material available.

6. Attention of Sri P.Bhaskara Rao, former Tahsildar Amaravati, Guntru District (Retd) is invited to Rule 24 of A.P.C.S (Conduct) Rules 1964, under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings it will be presumed that Sri P.Bhaskara Rao, former Tahsildar Amaravathi, Guntru District (Retd) is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

To

Sri P.Bhaskara Rao, former Tahsildar Amaravathi, Guntru District (Retd) through Chief Commissioner of Land Administration, A.P., Mangalagiri.

The Chief Commissioner of Land Administration, A.P., Mangalagiri.

Copy to:

The Collector & District Magistrate, Palnadu District, Narsaraopeta.

The Collector & District Magistrate, Guntur.

Sf/Sc.

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLES OF CHARGE FRAMED AGAINST SRI P.BHASKARA RAO, FORMER TAHSILDAR, AMARAVATI (M), GUNTUR DISTRICT (NOW RETIRED)

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Article of Charge- I:

That Sri P.Bhaskara Rao, former Tahsildar, Amaravathi Mandal (now retired) being a responsible Government servant while working as Tahsildar, Amaravathi (M) has mutated the name of Sk. Mabu Subani on 19.02.2018 in Webland against the land to an extent of Ac.1.02 cents in Sy.No.291/2 of Nemalikallu Village without following the procedure laid down in Section 5 of the AP Rights in Land and Pattadar Pass Books Act, 1971, i.e., considered the request of Sk. Mabu Subani without submission of valid document showing the title over the subject land. The Tahsildar has failed to issue notice to the person, whose name was already existed in the Webland Adangal against the subject land, considered the request without any field enquiry report from the subordinate staff of Tahsildar's Office, Amaravathi. Thus he violated Rule-3 of APCS (Conduct) Rules, 1964.

Article of Charge- II:

That Sri P.Bhaskara Rao, former Tahsildar, Amaravathi Mandal (now retired) being a responsible Government servant while working as Tahsildar, Amaravathi (M) has not maintained any Physical file or record in the Office of the Tahsildar, Amaravathi on modification of entries in Webland in respect of Sy.No.291-2B changing the name of Shaik Mabu Subhani in place of Pillutla Venkateswarlu. The Tahsildar, Amaravathi vide Rc.No.125/2019-DT, dated: 18.11.2019, reported that on verification of the History of Sy.No.291/2 in Webland, the modification of entries were made on 19.02.2018 and no reports were uploaded even in Webland while modification of entries in Webland for the subject land. Thus he violated Rule-3 of APCS (Conduct) Rules, 1964.

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATION OF MISCONDUCT OR MISBEHAVIOUS IN SUPPORT OF ARTICLES OF CHARGE FRAMED AGAINST SRI P.BHASKARA RAO, FORMER TAHSILDAR, AMARAVATI (M), GUNTUR DISTRICT(NOW RETIRED)

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Sri P.Srinivasa Rao S/o P.Venkateswarlu resident of Amaravathi Mandal filed a petition before the District Collector, Guntur stating that he got land from his ancestral to an extent of Ac.1.02 cents in Sy.No.291/2 situated at Nemalikallu Village and he has requested to examine the documents / records and enter his name in Webland for Ac.1.02 cents in Sy.No.291/2 of Nemalikallu Village, Amaravathi Mandal and issue of Pattadar Pass Book for said extent and to cancel the fraud registration at Pedakurapadu, Sub-Registrar Office document No.468/2018 and 469/2018, Dated 28.02.2018.

The petition was referred to the Revenue Divisional Officer, Guntur to conduct detailed inquiry and take necessary action as per the rules in force under Andhra Pradesh Rights in Land and Pattadar Pass Books Act, 1971 & 1989 and intimate the action taken to the petitioner and also furnish detailed report. The RDO, Guntur has conducted inquiry under ROR Act and cancelled the entry which was recorded earlier. As per the directions of the Collector, the Special Deputy Collector, KRRC, Guntur has conducted preliminary inquiry and submitted his report to the Chief Commissioner of the Land Administration, A.P., Vijayawada.

The Collector, Guntur has submitted that the Tahsildar Amaravathi was also requested to submit the record pertaining to mutation of the name of Sk. Mabu Subani on 19.02.2018 in Webland against the land to an extent of Ac. 1.02 cents in Sy.No.291/2 of Nemalikallu Village with details of the names of Officials connected to the issue, so as to take further necessary action in the matter. The Tahsildar, Amaravathi has submitted report in the matter stating that no physical file or record is available in Office of the Tahsildar, Amaravathi on modification of entries in Web land in respect of Sy. No. 291-2B changing the name of Shaik Mabu Subhani in place of Pillutla Venkateswarlu. On verification of the History of Sy.No.291/2 in Webland, the modification of entries were made on 19.02.2018. The Tahsildar, Amaravathi has also reported that no reports were uploaded even in Webland while modification of entries in Webland for the subject land and at that time, Sri Pachava Bhaskara Rao worked as Tahsildar, Amaravathi and Sri Patibandla Balaswamy worked as Village Revenue Officer, Mandepudi. The Tahsildar, Amaravathi has further reported that at present the subject land to an extent of Ac.1.02 cents in Sy.No.291-2B was kept in dispute category in Web land and the other request of Petitioner, Pillutla Srinivasa Rao was resolved by recording an extent of Ac.0.71 cents in Sy. No. 306/A&B in Nemalikallu Village.

The Collector, Guntur has also stated that vide DO Lr.No. LR.II/ROR.11/579/2018, Dt. 14.10.2020 the CCLA has requested to take action on the following points and intimate the action.

a. To direct the RDO, Guntur to take necessary action to cancel the entries in respect of Sy.No.291/2 in ROR IB and to issue PPB/TD in favour of the petitioner subject to condition of final outcome of Civil suit.

b. To direct the Tahsildar, Amaravathi for including the balance extent of Ac.0.35 cents in Sy.No.306 A & B in the Khata of the petitioner as per ROR Act & Rules.

c. To furnish the names and other relevant details of Tahsildars responsible in both the cases to initiate disciplinary action against him/her basing on Webland data pending receipt of Old mutation record.

The Collector has reported that while forwarding the earlier inquiry report of the SDC, KRRC and Tahsildar, Amaravathi, the Revenue Divisional Officer, Guntur has

(Contd....Page.2)

been requested to resolve the issue as instructed by the CCLA and to furnish the report on fixing up of responsibility on the revenue officials concerned, so as to submit report. In the meanwhile, the petitioner Sri P.Srinivasa Rao S/o P.Venkatesarlu, Mandepudi, Amaravathi Mandal, Guntur District has filed another representation on the same issue and requested to take departmental action on concerned Revenue Authorities who involved in illegal mutation of the said lands.

The Revenue Divisional Officer, Guntur has conducted an enquiry under ROR Act and passed orders to delete the earlier entries recorded in the name of Sk.Mabu Subhani and also to cancel the entries in his Pattadar Pass Books after giving sufficient opportunity to all the interest parties and following the due procedure under provisions of ROR Act, that with regard to the issuance of PPB in respect of subject land in favour of the petitioner, it will be taken up soon after finalization of civil dispute.

The Revenue Divisional Officer, Guntur has confirmed the report of the Tahsildar, Amaravathi and stated that there is no physical file relating to mutation of the name of Sk. Mabu Subhani in place of P. Venkateswarlu during the year 2018 and Sri Pachava Bhaskara Rao, Tahsildar and Sri Patibandla Balaswamy, Village Revenue officer, Mandepudi (V) are held responsible for the said irregular mutation in favour of Sk. Mabu Subhani. Finally, the Collector, Guntur has reported that the departmental action will be initiated against the then Tahsildar, Sri Pachava Bhaskara Rao and VRO, Sri Patibandla Balaswamy for irregular mutation of the name of Sk. Mabu Subhani in place of P. Venkateswarlu.

The Collector has informed that no manual record is available proving involvement of VRO. Without record, it is not possible to find out the involvement of VRO in the said irregularity. Hence, recommended for department action against Sri P.Bhaskara Rao, former Tahsildar Amaravathi (retired on 30.06.2021) for initiate disciplinary action against him. Hence, the Charge.

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICYH ARTICLES OF CHARGE FRAMED AGAINST SRI P.BHASKARA RAO, FORMER TAHSILDAR, AMARAVATI (M), GUNTUR DISTRICT (NOW RETIRED) ARE PROPOSED TO BE SUSTAINED

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1. Report of Special Deputy Collector, KRRC, dt: 30.07.2019.
2. Report of R.D.O., Guntur in Rc.No.1260/2019-A, dt: 19.12.2020.
3. CCLA's Ref.No. Vigilance/VSII(2)/70/2021, dt: 12.05.2021.

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

//FORWARDED::BY ORDER//

SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSES BY WHOM ARTICLES OF CHARGE FRAMED AGAINST SRI P.BHASKARA RAO, FORMER TAHSILDAR, AMARAVATI (M), GUNTUR DISTRICT (NOW RETIRED) ARE PROPOSED TO BE SUSTAINED

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-NIL-

G. SAI PRASAD
SPECIAL CHIEF SECRETARY TO GOVERNMENT (FAC)

//FORWARDED::BY ORDER//

SECTION OFFICER